



21st February, 1800,

*Read the first and second time, and ordered to be committed to a Committee of the whole House on Monday next.*

---

## A Bill

To extend the Privilege of obtaining Patents for useful Discoveries and Inventions, to certain Persons therein mentioned, and to enlarge and define the Penalties for violating the Rights of Patentees.

1 SEC. 1. **B**E it enacted by the Senate and House of Representatives of  
2 the United States of America, in Congress Assembled, That so much  
3 of the act intituled "An act to promote the progress of useful arts, and  
4 to repeal the act heretofore made for that purpose," as restricts to citizens  
5 of the United States the privilege of obtaining patents for new inven-  
6 tions, discoveries or improvements, shall be and hereby is repealed; and  
7 that all and singular the rights and privileges given, intended or provid-  
8 ed by that act, to citizens of the United States, respecting patents for  
9 new inventions, discoveries, and improvements, shall be and hereby are  
10 extended and given to all persons, who at the time of petitioning in the  
11 manner prescribed by the said act, shall have resided for two years within  
12 the United States, which privileges shall be obtained, used and enjoyed  
13 by such persons in as full and ample manner, and under the same con-  
14 ditions, limitations and restrictions, and none other, as by the said act is  
15 provided and directed in the case of citizens of the United States.

1 SEC. 2. *And be it further enacted,* That where any person hath made  
2 or shall have made any new invention, discovery or improvement, for

3 or on account of which a patent might by virtue of this or the above-  
4 mentioned act, be granted to such person, and shall die before any patent  
5 shall be granted therefor, the right of applying for and obtaining such  
6 patent shall devolve on the heirs or devisees of such person, in as full  
7 and ample manner, and under the same conditions, limitations and re-  
8 strictions, as the same was held or might have been claimed or enjoyed  
9 by such person in his or her life time.

1 SEC. 3. *And be it further enacted,* That where any patent shall be or  
2 shall have been granted, pursuant to this or the above mentioned act, and  
3 any person without the consent of the patentee, his or her executors, ad-  
4 ministrators or assigns, first obtained in writing shall make, devise, use or  
5 sell the thing whereof the exclusive right is secured to the said patentee  
6 by such patent, such person so offending, shall forfeit and pay to the  
7 said patentee, his executors, administrators or assigns, a sum equal to  
8 three times the actual damage sustained by such patentee, his executors,  
9 administrators or assigns, from or by reason of such offence, which sum  
10 shall and may be recovered by action, on the case founded on this and  
11 the above mentioned act, in the circuit court of the United States hav-  
12 ing jurisdiction thereof.

1 SEC. 4. *And be it further enacted,* That the fifth section of the above  
2 mentioned act intituled "An act to promote the progress of useful arts,  
3 and to repeal the act heretofore made for that purpose," shall be and  
4 hereby is repealed.